

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): Ramona Featherby dba California Judicial Recovery Specialists 3344 McGraw Street, San Diego, California 92117 TELEPHONE NO.: 800-354-9496 FAX NO.: 866-531-7174 ATTORNEY FOR (Name): Assignee of Record/pro se NAME OF COURT: UNITED STATES DISTRICT COURT STREET ADDRESS: 312 N. Spring Street MAILING ADDRESS: same CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME: CENTRAL DISTRICT OF CALIFORNIA PLAINTIFF: ULRICH RISCHER DEFENDANT: BANLAVOURA I, INC.	FOR COURT USE ONLY <div style="border: 1px solid black; padding: 5px; margin: 10px auto; width: 80%;"> FILED CLERK, U.S.D.C. SOUTHERN DIVISION <div style="border: 1px solid black; padding: 5px; text-align: center; margin: 5px auto; width: 60%;"> JUN 21 2011 </div> CENTRAL DISTRICT OF CALIFORNIA BY DEPUTY </div> CASE NUMBER: CV 96-03886 (RNBx)
APPLICATION AND ORDER FOR APPEARANCE AND EXAMINATION <input checked="" type="checkbox"/> ENFORCEMENT OF JUDGMENT <input type="checkbox"/> ATTACHMENT (Third Person) <input type="checkbox"/> Judgment Debtor <input checked="" type="checkbox"/> Third Person	

ORDER TO APPEAR FOR EXAMINATION

1. TO (name): Richard Lehn, Ardis and Lehn
2. YOU ARE ORDERED TO APPEAR personally before this court, or before a referee appointed by the court, to
 - a. ☐ furnish information to aid in enforcement of a money judgment against you.
 - b. ☒ answer concerning property of the judgment debtor in your possession or control or concerning a debt you owe the judgment debtor.
 - c. ☐ answer concerning property of the defendant in your possession or control or concerning a debt you owe the defendant that is subject to attachment.

Date: <u>August 16, 2011</u>	Time: <u>9:30 a.m.</u>	Courtroom Number: <u>6D</u>
Address of court <input type="checkbox"/> shown above <input checked="" type="checkbox"/> is: <u>411 W. FOURTH, SANTA ANA, CA 92701</u>		

3. This order may be served by a sheriff, marshal, registered process server, or the following specially appointed person (name):

Date: 6/21/11

ROBERT N. BLOCK
 JUDGE OR MAGISTRATE JUDGE

This order must be served not less than 10 days before the date set for the examination.

IMPORTANT NOTICES ON REVERSE

APPLICATION FOR ORDER TO APPEAR FOR EXAMINATION

4. ☐ Judgment creditor ☒ Assignee of record ☐ Plaintiff who has a right to attach order
 applies for an order requiring (name): Richard Lehn, Ardis and Lehn to appear and furnish information to aid in enforcement of the money judgment or to answer concerning property or debt.
5. The person to be examined is
 - a. ☐ the judgment debtor.
 - b. ☒ a third person (1) who has possession or control of property belonging to the judgment debtor or the defendant or (2) who owes the judgment debtor or the defendant more than \$250. An affidavit supporting this application under Code of Civil Procedure section 491.110 or 708.120 is attached.
6. The person to be examined resides or has a place of business in this county or within 150 miles of the place of examination.
7. ☐ This court is **not** the court in which the money judgment is entered or (attachment only) the court that issued the writ of attachment. An affidavit supporting an application under Code of Civil Procedure section 491.150 or 708.160 is attached.
8. ☐ The judgment debtor has been examined within the past 120 days. An affidavit showing good cause for another examination is attached.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 6-15-11

Ramona Featherby

(TYPE OR PRINT NAME)

(SIGNATURE OF DECLARANT)

APPEARANCE OF JUDGMENT DEBTOR (ENFORCEMENT OF JUDGMENT)

NOTICE TO JUDGMENT DEBTOR If you fail to appear at the time and place specified in this order, you may be subject to arrest and punishment for contempt of court, and the court may make an order requiring you to pay the reasonable attorney fees incurred by the judgment creditor in this proceeding.

**APPEARANCE OF A THIRD PERSON
(ENFORCEMENT OF JUDGMENT)**

(1) NOTICE TO PERSON SERVED If you fail to appear at the time and place specified in this order, you may be subject to arrest and punishment for contempt of court, and the court may make an order requiring you to pay the reasonable attorney fees incurred by the judgment creditor in this proceeding.

(2) NOTICE TO JUDGMENT DEBTOR The person in whose favor the judgment was entered in this action claims that the person to be examined pursuant to this order has possession or control of property which is yours or owes you a debt. This property or debt is as follows *(Describe the property or debt using typewritten capital letters)*:

ANY MONIES OWED TO THE JUDGMENT DEBTORS OR HELD FOR THE BENEFIT OF THE JUDGMENT DEBTORS.

If you claim that all or any portion of this property or debt is exempt from enforcement of the money judgment, you must file your exemption claim in writing with the court and have a copy personally served on the judgment creditor not later than three days before the date set for the examination. You must appear at the time and place set for the examination to establish your claim of exemption or your exemption may be waived.

APPEARANCE OF A THIRD PERSON (ATTACHMENT)

NOTICE TO PERSON SERVED If you fail to appear at the time and place specified in this order, you may be subject to arrest and punishment for contempt of court, and the court may make an order requiring you to pay the reasonable attorney fees incurred by the plaintiff in this proceeding.

**APPEARANCE OF A CORPORATION, PARTNERSHIP,
ASSOCIATION, TRUST, OR OTHER ORGANIZATION**

It is your duty to designate one or more of the following to appear and be examined: officers, directors, managing agents, or other persons who are familiar with your property and debts.

1 Ramona Featherby d.b.a.
2 California Judicial Recovery Specialists
3 3344 McGraw Street
4 San Diego, CA 92117-6053
5 800-354-9496 • FAX 866-531-7174
6 californiajrs@mac.com

ASSIGNEE OF RECORD/JUDGMENT CREDITOR

8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA

12 ULRICH RISCHER,

14 Plaintiff,

15 vs.

17 BANLAVOURA I, INC., et al,

19 Defendant.

Case No. CV 96-3886 (RNBx)

12)
13)
14)
15)
16)
17)
18)
19)
20)
21)
22)
23)
24)
25)
26)
27)
28)
**AFFIDAVIT OF
RAMONA FEATHERBY
IN SUPPORT OF
EXAMINATION OF
THIRD PARTY**

23 I, the undersigned, declare:

24 1. I am the Assignee of Record. I have personal knowledge of the facts set
25 forth in this declaration, except as to those matters which are stated on information
26 and belief, and as to those matters, I believe them to be true.
27
28

1 2. The Judgment against Larry and Aida Esacove and their entities ["Judgment
2 Debtors"] remains unsatisfied with an outstanding balance exceeding \$14,361,213.00.

3 3. There is a need to examine Richard A. Lehn ["Lehn"] of Ardis & Lehn. Lehn
4 has information relative to the assets of the Judgment Debtors and may be holding
5 funds in which they hold an interest.

6 4. Lehn has provided professional services to the Judgment Debtors in the area
7 of asset protection, trusts and estate planning since at least 1998.

8 5. During an examination proceeding on May 12, 2009, Larry Esacove testified
9 that shortly after Aida Esacove was diagnosed as terminal, with Lehn's assistance,
10 the Judgment Debtors set up a charitable foundation called the Sereshkhani
11 Foundation, Inc. ["SFI"]. According to Mr. Esacove's testimony, SFI was formed
12 so that upon the death of Mrs. Esacove, "if there was anything that she had left,
13 materially, that it should be donated and to take care of it for charity."
14

15 6. According to the California Secretary of State, Lehn is the agent for SFI.
16 [Exhibit 1]

17 7. This court previously issued an order on September 15, 2010 for Lehn to
18 appear for an examination. [Docket No. 491].

19 8. At Lehn's request, I withdrew the hearing after he provided information
20 pursuant to subpoena prior to the hearing and assured me that there were no other
21 documents.

22 9. I have since discovered, however, that the documents Lehn provided were
23 incomplete. Third-party documents from Citibank show that transfers were made
24 from the Judgment Debtor's shell corporation to Lehn to pay for the Judgment
25 Debtors' personal services in an amount upwards of \$70,000 in the year 2008.
26 Moreover, these documents show that after I served a levy upon Ardis & Lehn on
27 October 10, 2008, the firm shifted monies back to the Judgment Debtors' shell
28 corporation, which today is insolvent.

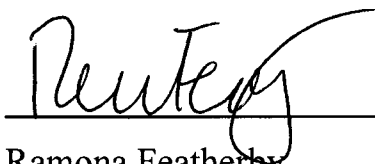
1 10. I have since attempted to contact Lehn for an explanation and to obtain the
2 missing records but to no avail.

3 11. There is a need to examine Richard A. Lehn in reference to the monies
4 received from the Judgment Debtors and the missing documents which were
5 previously withheld.

6 12. I believe that Lehn may be holding funds in which the Judgment Debtors hold
7 an interest in excess of \$250.00 and can thus be examined as a third party as provided
8 by CCP §708.120(a).

9 13. F.R. 69(a)(2) allows a judgment creditor to obtain discovery from any person
10 as provided by the procedure of the state where the court is located. CCP §708.130
11 provides that witnesses may be required to appear in an examination proceeding.

12 I declare under penalty of perjury under the United States of America that the
13 foregoing is true and correct and that this Affidavit was executed on June 15, 2011 at
14 San Diego, California.
15

16
17 
18 _____

19 Ramona Featherby
20 d.b.a. California Judicial Recovery Specialists
21 ASSIGNEE OF RECORD/JUDGMENT CREDITOR
22
23
24
25
26
27
28

EXHIBIT 1

California Secretary of State Debra Bowen

Secretary of State

Administration

Elections

Business Programs

Political Reform

Business Entities (BE)

Online Services

- [Business Search](#)
- [Disclosure Search](#)
- [E-File Statements](#)
- [Processing Times](#)

Main Page

Service Options

Name Availability

Forms, Samples & Fees

Annual/Biennial Statements

Filing Tips

Information Requests

(certificates, copies & status reports)

Service of Process

FAQs

Contact Information

Resources

- [Business Resources](#)
- [Tax Information](#)
- [Starting A Business](#)
- [International Business Relations Program](#)

Customer Alert

(misleading business solicitations)

Business Entity Detail

Data is updated weekly and is current as of Friday, June 10, 2011. It is not a complete or certified record of the entity.

Entity Name:	SERESHKANI FOUNDATION, INC.
Entity Number:	C3081000
Date Filed:	04/01/2008
Status:	SUSPENDED
Jurisdiction:	CALIFORNIA
Entity Address:	9530 E. IMPERIAL HIGHWAY, SUITE J
Entity City, State, Zip:	DOWNEY CA 90242
Agent for Service of Process:	RICHARD A. LEHN
Agent Address:	9530 E. IMPERIAL HIGHWAY, SUITE J
Agent City, State, Zip:	DOWNEY CA 90242

* Indicates the information is not contained in the California Secretary of State's database.

- If the status of the corporation is "Surrender," the agent for service of process is automatically revoked. Please refer to California Corporations Code [section 2114](#) for information relating to service upon corporations that have surrendered.
- For information on checking or reserving a name, refer to [Name Availability](#).
- For information on ordering certificates, copies of documents and/or status reports or to request a more extensive search, refer to [Information Requests](#).
- For help with searching an entity name, refer to [Search Tips](#).
- For descriptions of the various fields and status types, refer to [Field Descriptions and Status Definitions](#).

[Modify Search](#) [New Search](#) [Printer Friendly](#) [Back to Search Results](#)

[Privacy Statement](#) | [Free Document Readers](#)

Copyright © 2011 California Secretary of State